

ORIGINAL

BEFORE THE BOARD OF MEDICINE

STATE OF IDAHO

In the Matter of the License of:)	
)	Case No. ATH-2008-154
CYNTHIA SUE SATTERFIELD, ATR,)	
Registration No. ATR 123,)	FINDINGS OF FACT,
)	CONCLUSIONS OF LAW AND
Respondent.)	FINAL ORDER BY DEFAULT
)	

Having reviewed the Motion for Violations and Enforcement of Stipulation and Order and other documents in this matter, the Idaho State Board of Medicine (hereinafter "Board") hereby enters the following Findings of Fact, Conclusions of Law, and Final Order by Default:

FINDINGS OF FACT

1. Cynthia Sue Satterfield (hereinafter "Respondent") is the holder of an athletic trainer registration, Registration No. ATR-123, issued by the Idaho State Board of Medicine on September 16, 1996. Said registration is subject to the provisions of Title 54, Chapter 39, Idaho Code, commonly referred to as the Athletic Trainers Act, and IDAPA 22.01.10, "Rules for the Licensure of Athletic Trainers to Practice in Idaho."

2. On February 3, 2012, a Motion for Violations and Enforcement of Stipulation and Order was filed in this matter with the Board proposing to suspend or revoke Respondent's license. Said Motion is expressly incorporated herein and made a part hereof.

3. A copy of the Motion for Violations and Enforcement of Stipulation and Order was sent to Respondent on February 6, 2012, by means of the United States Mail, postage prepaid, both by certified mail, return receipt requested, and by regular mail. The mailings were addressed to Respondent at her most recent address on file with the Board, as follows:

Cynthia S. Satterfield
4230 E. Homestead Rim Drive
Boise, Idaho 83716

4. The certified mail was returned to the sending office with the notation “unclaimed” by the post office, and the envelope containing a copy of the Motion for Violations and Enforcement of Stipulation and Order which was sent to Respondent by regular mail was not returned to the sending office.

5. Pursuant to IDAPA 04.11.01.270.01 Respondent needed to file a formal Answer to the Motion within twenty-one (21) days of service of the Motion. Respondent failed to timely file an Answer to the Motion or otherwise defend against the action.

6. As detailed in Paragraph 3 of the incorporated Motion, Respondent is in violation of Paragraph VI(a) of the Stipulation and Order in that Respondent has not enrolled in a Board approved course in ethics pertinent to health care providers for a credit from an accredited institution. Respondent has not submitted a list of class descriptions of courses in ethics to the Board staff for approval within three (3) months of March 26, 2010. Respondent has also failed to provide written documentation of satisfactory completion of the approved course in ethics to the Board by March, 2011.

CONCLUSIONS OF LAW

1. As a holder of an Idaho license, Respondent is subject to the jurisdiction of the Board and to the provisions of title 54, chapter 39, Idaho Code. The Board is empowered by Idaho Code § 54-3911 to administer the Athletic Trainers Act (hereinafter “Act”) codified at title 54, chapter 39, Idaho Code and may suspend or revoke the license of a Respondent who violates the Act.

2. The Motion was sent to Respondent at the address on file with the Board. Respondent was duly and lawfully given notice of proceedings proposing to suspend or revoke her license.

3. Respondent’s failure to plead or otherwise defend in this action authorizes the Board, pursuant to Idaho Code § 67-5242(4) and IDAPA 04.11.01.700, to enter

Findings of Fact, Conclusions of Law and Final Order by Default which is as lawful as if all the allegations in the Motion were proved or admitted at a hearing.

4. Respondent's acts as described in the Motion constitute grounds to revoke Respondent's license to practice as an athletic trainer under the laws governing the practice of athletic trainers in the State of Idaho.

ORDER

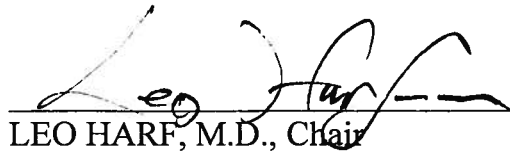
THIS MATTER is before the Board for a Final Order by Default because Respondent failed to answer or appear in this matter. The factual allegations set forth in the Motion against Respondent were deemed true and therefore, no formal hearing was held.

NOW, THEREFORE, based upon the foregoing Findings of Fact and Conclusions of Law, and good cause being shown, Respondent's license to practice as an athletic trainer in the State of Idaho is hereby revoked.

This is a Final Order of the Board.

DATED this 31 day of August, 2012.

IDAHO STATE BOARD OF MEDICINE



LEO HARF, M.D., Chair

NOTICE OF DUE PROCESS RIGHTS

NOTE: THIS NOTICE IS PROVIDED SOLEY FOR COMPLIANCE WITH IDAHO CODE § 67-5248, AND IS NOT INTENDED TO REINSTATE ANY RIGHTS PREVIOUSLY WAIVED BY RESPONDENT.

This is a final order of the Board. Any party may file a motion for reconsideration of this final order within fourteen (14) days of the service date of this order. The Board will dispose of the petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Idaho Code § 67-5246(4).

Pursuant to Idaho Code §§ 67-5270 and 67-5272, any party aggrieved by this final order or orders previously issued in this case may appeal this final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- a. A hearing was held,
- b. The final Board action was taken,
- c. The party seeking review of the order, resides, or
- d. The real property or personal property that was the subject of the Board action is located.

An appeal must be filed within twenty-eight (28) days (a) of the service date of this final order, (b) of an order denying petition for reconsideration, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration, whichever is later. See Idaho Code § 67-5273. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

CERTIFICATE OF SERVICE


I HEREBY CERTIFY that on this 31st day of August, 20 12, I caused to be served a true and correct copy of the foregoing by the following method to:

Cynthia S. Satterfield
4230 E. Homestead Rim Drive
Boise, Idaho 83716

- ☒ U.S. Mail
- ☐ Hand Delivery
- ☒ Certified Mail, Return Receipt Requested
- ☐ Overnight Mail
- ☐ Facsimile: _____

Jean R. Uranga
Attorney at Law
Uranga & Uranga
P.O. Box 1678
Boise, Idaho 83701

- ☒ U.S. Mail
- ☐ Hand Delivery
- ☐ Certified Mail, Return Receipt Requested
- ☐ Overnight Mail
- ☐ Facsimile: _____
- ☐ Statehouse Mail



NANCY KERR, Executive Director
Idaho State Board of Medicine